



EXHIBIT 1
SEB
Deponent _____
Date _____ Rptr. _____
WWW.DEPOBOOKPRODUCTS.COM

SEB-0108



SEB-0109



OFFICE OF SECRETARY OF STATE

I, Brad Raffensperger, Secretary of State of the State of Georgia, do hereby certify that

the attached four (4) pages are true and correct copies of the Dominion Voting System Certification issued on February 19, 2020; KNOWiNK Electronic Poll Book Certification issued on January 17, 2020; KNOWiNK Electronic Poll Book Certification issued on October 11, 2019; and the Dominion Voting System Certification issued on August 9, 2019; all as the same appear on file and record in this office.

IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed the seal of my office, at the Capitol, in the City of Atlanta, this 9th day of March, in the year of our Lord Two Thousand and Twenty and of the Independence of the United States of America the Two Hundred and Forty-Fourth.



Brad Raffensperger
Brad Raffensperger, Secretary of State

EXHIBIT 2
JEB
Deponent _____
Date _____ Rptr. _____
WWW.DEPOBOOKPRODUCTS.COM



OFFICE OF SECRETARY OF STATE

*I, Brad Raffensperger, Secretary of State of the State
of Georgia, do hereby certify that*

the Dominion Voting System (EAC Certification Number DVS-DemSuite5.5-A), consisting of the Democracy Suite 5.5-A Election Management System Version 5.5.12.1, EMS Adjudication Version 5.5.8.1, ImageCast X Prime (ICX BMD) Ballot Marking Device Version 5.5.10.30, ImageCast Precinct (ICP) Precinct Scanning Device Version 5.5.3-0002, and ImageCast Central (ICC) Central Scanning Device Versions 5.5.3-0002 and 5.5.3.3, manufactured by Dominion Voting Systems, Inc., 1201 18th Street, STE 210, Denver, Colorado 80202, has been thoroughly examined and tested and found to be in compliance with the applicable provisions of the Georgia Election Code and Rules of the Secretary of State, and as a result of this inspection, it is my opinion that this kind of voting system and its components can be safely used by the electors of this state in all primaries and elections as provided in Chapter 2 of Title 21 of the Official Code of Georgia; provided however, that I hereby reserve my opinion to reexamine this voting system and its components at anytime so as to ensure that it continues to be one that can be safely used by the voters of this state.

IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed the seal of my office, at the Capitol, in the City of Atlanta, this 19th day of February, in the year of our Lord Two Thousand and Twenty and of the Independence of the United States of America the Two Hundred and Forty-Fourth



Brad Raffensperger
Brad Raffensperger, Secretary of State



OFFICE OF SECRETARY OF STATE

*I, Brad Raffensperger, Secretary of State of the State
of Georgia, do hereby certify that*

the KNOWiNK PollPad Plus 2.5.0 electronic poll book, a product of Know Ink, LLC, 2111 Olive Street, Saint Louis, MO 63103, has been thoroughly examined and tested and found to be in compliance with the applicable provisions of the Georgia Election Code and Rules of the Secretary of State, and as a result of this inspection, it is my opinion that this kind of electronic poll book and its components can be safely used in all primaries and elections in this state as provided in Chapter 2 of Title 21 of the Official Code of Georgia; provided however, that I hereby reserve my opinion to reexamine this electronic poll book and its components at anytime so as to ensure that it continues to be one that can be safely used in this state.

IN TESTIMONY WHEREOF, I have hereunto set my hand and
affixed the seal of my office, at the Capitol, in the City
of Atlanta, this 17th day of January, in the year of our
Lord Two Thousand and Twenty and of the
Independence of the United States of America the
Two Hundred and Forty-Fourth



Brad Raffensperger

Brad Raffensperger, Secretary of State



OFFICE OF SECRETARY OF STATE

I, Brad Raffensperger, Secretary of State of the State of Georgia, do hereby certify that

the KNOWiNK PollPad Plus 2.4.7 electronic poll book, a product of Know Ink, LLC, 2111 Olive Street, Saint Louis, MO 63103, has been thoroughly examined and tested and found to be in compliance with the applicable provisions of the Georgia Election Code and Rules of the Secretary of State, and as a result of this inspection, it is my opinion that this electronic poll book and its components can be safely used in all primaries and elections in this state as provided in Chapter 2 of Title 21 of the Official Code of Georgia; provided however, that I hereby reserve my opinion to reexamine this electronic poll book and its components at anytime so as to ensure that it continues to be one that can be safely used in this state.

IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed the seal of my office, at the Capitol, in the City of Atlanta, this 11th day of October, in the year of our Lord Two Thousand and Nineteen and of the Independence of the United States of America the Two Hundred and Forty-Fourth



Brad Raffensperger
Brad Raffensperger, Secretary of State



OFFICE OF SECRETARY OF STATE

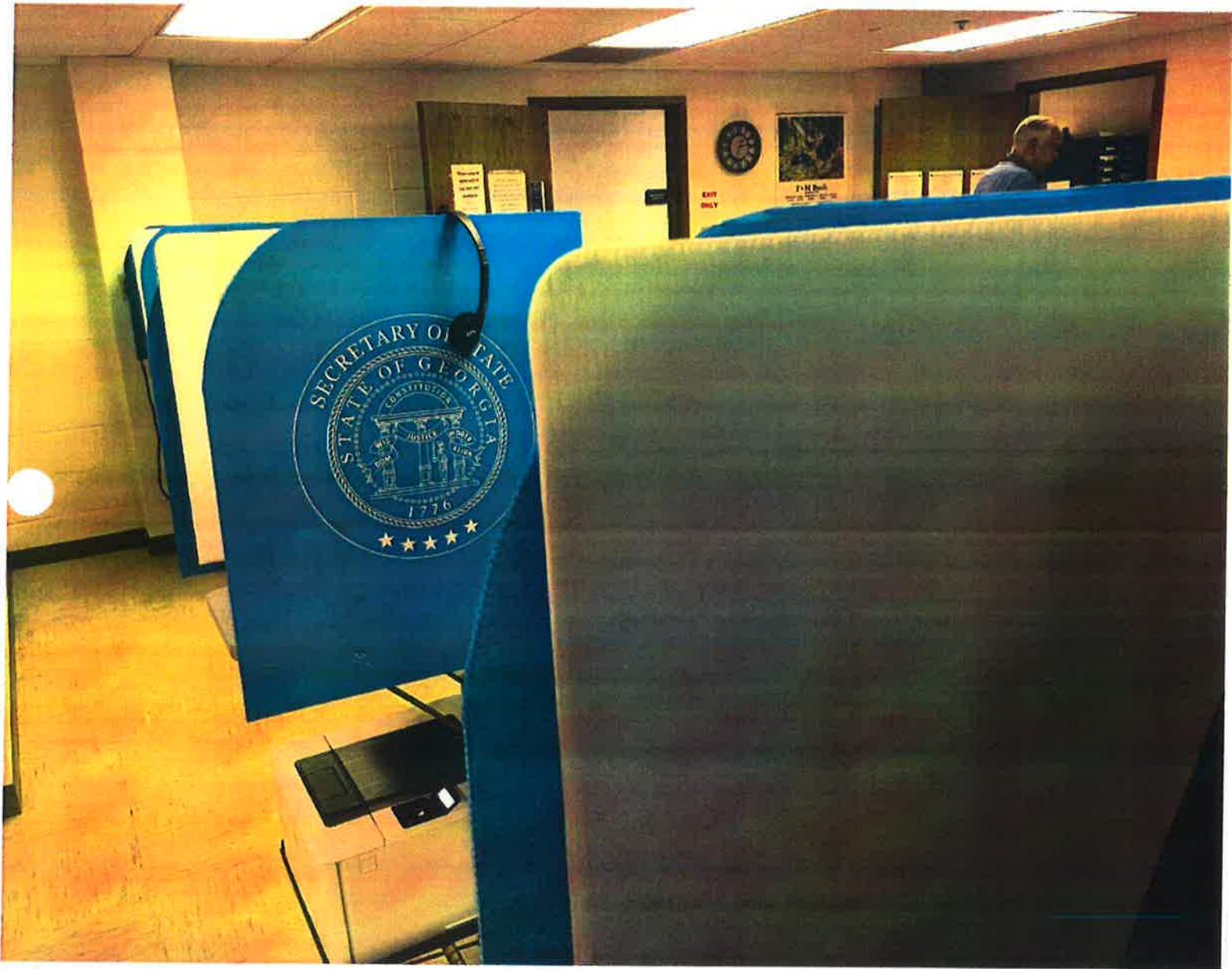
I, Brad Raffensperger, Secretary of State of the State of Georgia, do hereby certify that

the Dominion Voting System (EAC Certification Number DVS-DemSuite5.5-A), consisting of the Democracy Suite 5.5-A Election Management System Version 5.5.12.1, EMS Adjudication Version 5.5.8.1, ImageCast X Prime (ICX BMD) Ballot Marking Device Version 5.5.10.30, ImageCast Precinct (ICP) Precinct Scanning Device Version 5.5.3-0002, and ImageCast Central (ICC) Central Scanning Device Version 5.5.3-0002, manufactured by Dominion Voting Systems, Inc., 1201 18th Street, STE 210, Denver, Colorado 80202, has been thoroughly examined and tested and found to be in compliance with the applicable provisions of the Georgia Election Code and Rules of the Secretary of State, and as a result of this inspection, it is my opinion that this kind of voting system and its components can be safely used by the electors of this state in all primaries and elections as provided in Chapter 2 of Title 21 of the Official Code of Georgia; provided however, that I hereby reserve my opinion to reexamine this voting system and its components at anytime so as to ensure that it continues to be one that can be safely used by the voters of this state.

IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed the seal of my office, at the Capitol, in the City of Atlanta, this 9th day of August, in the year of our Lord Two Thousand and Nineteen and of the Independence of the United States of America the Two Hundred and Forty-Fourth



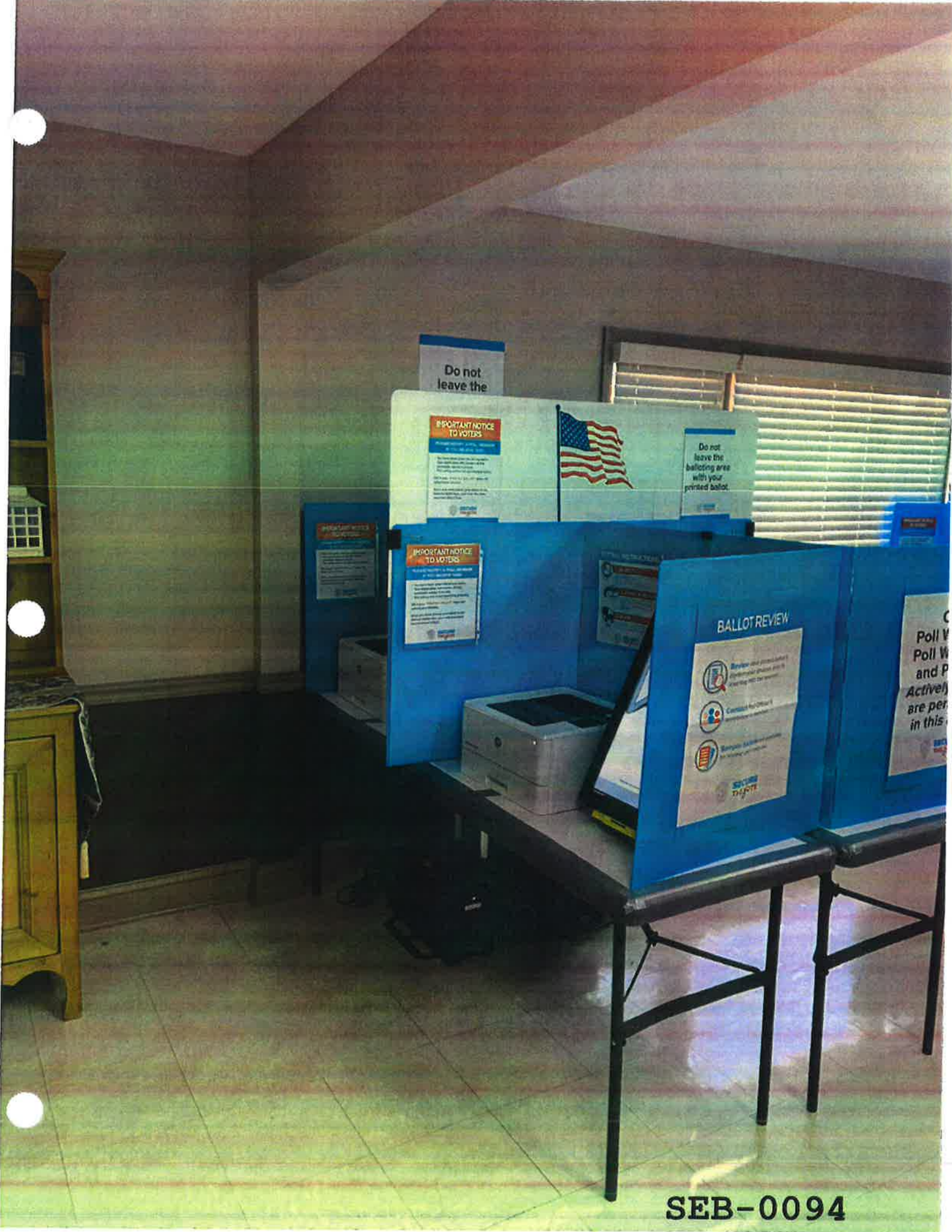
Brad Raffensperger
Brad Raffensperger, Secretary of State



SEB-0104



SEB-0107



SEB-0094



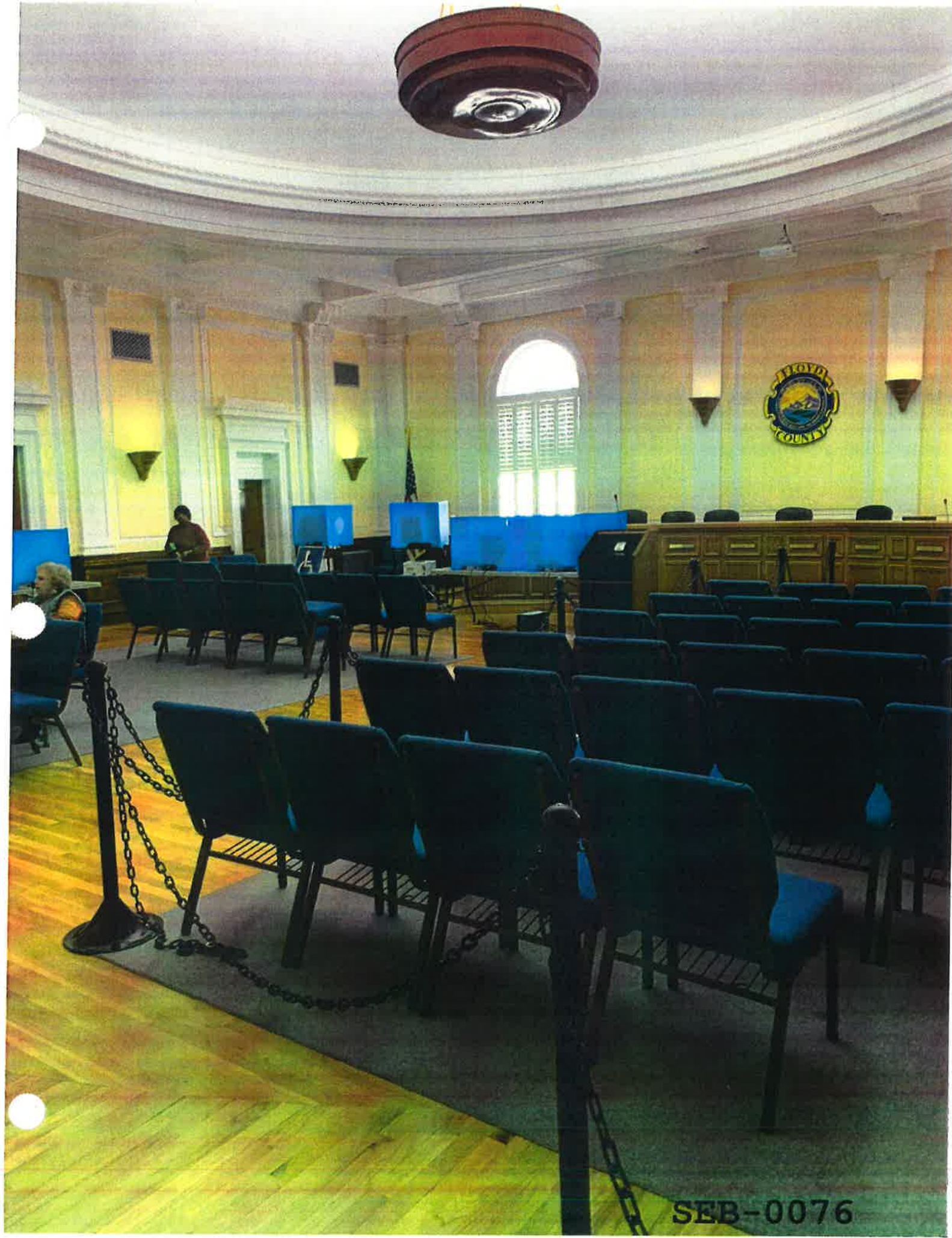
SEB-0085



SEB-0088



SEB-0069



SEB-0076

Floyd



SEB-0081

Thomas Mitchell

From: Charlotte Sosebee <Charlotte.Sosebee@accgov.com>
Sent: Thursday, January 23, 2020 8:29 AM
To: Deborah Lonon
Cc: Lisa McGlaun
Subject: STATE DISTRIBUTION OF VOTING EQUIPMENT TO ACCGOV ELECTIONS

Good morning and Happy Thursday...

Below is the list of equipment ACCGov Elections will receive from the State's Budget:

EQUIPMENT	UNITS	STATE'S INVESTMENT
Ballot Marking Devices (BMDs) includes printers	318	\$ 641,142.06
Polling Place Scanners & Ballot Boxes (PPSs) (Tabulates ballots at the Polling Places)	34	\$ 82,632.24
Central Scanning Device (CSD) (Tabulates Absentee Ballots)	1	\$ 4,950.11
Poll Pads (Check-in System)	124	\$ 108,066.00
Mobile Ballot Printer (MBP) (Ballot on Demand Printer)	1	\$ 5,800.00
Software	-	\$ 197,297.02
TOTAL	478	\$1,039,887.43

Please let me know if you have any questions.

Best,
Charlotte



Charlotte Sosebee, Director
Athens-Clarke County Board of Elections
155 E Washington Street***Athens, Georgia 30601
706-613-3150

"If you only have one Smile in you, give it to the people you Love!"

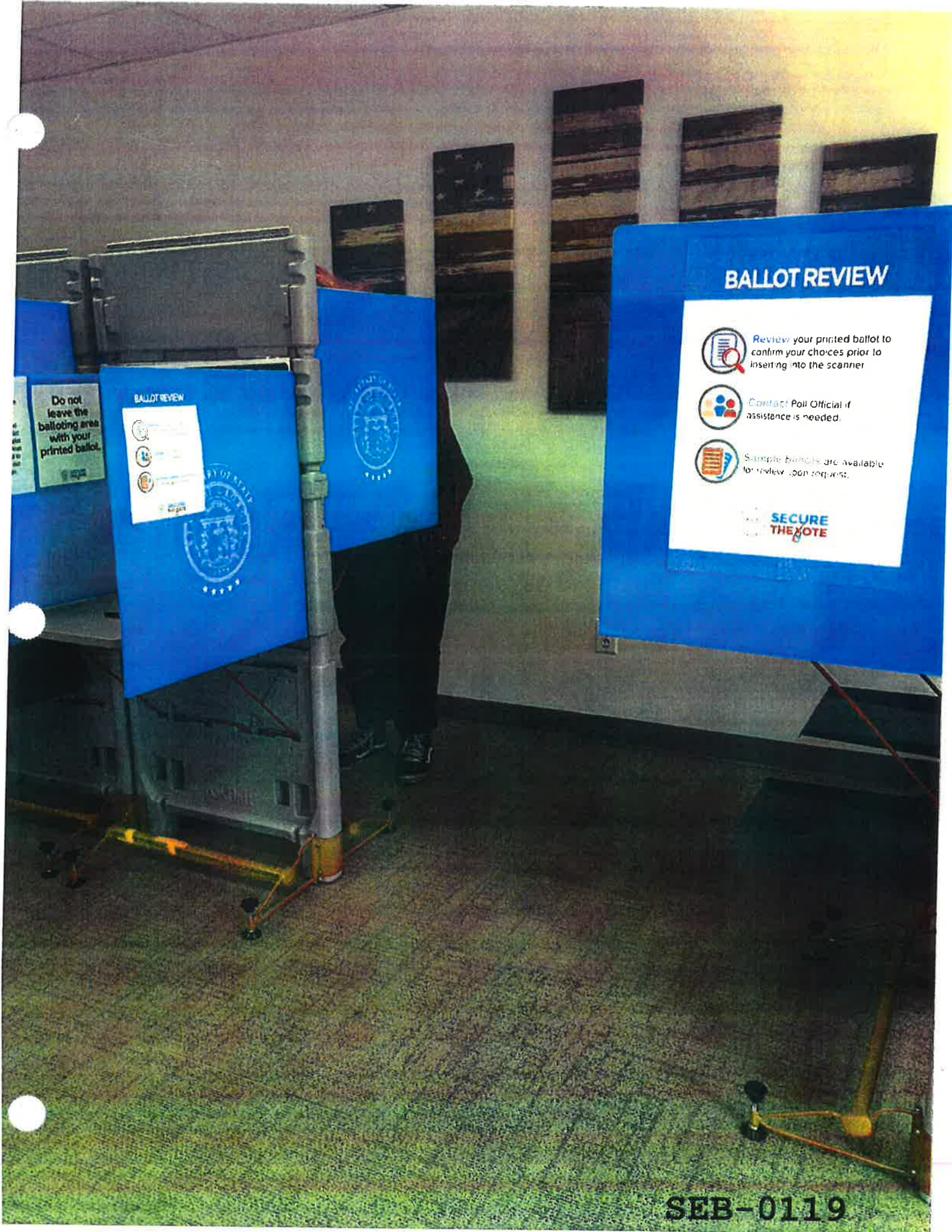
-Maya Angelou



STATE'S
EXHIBIT
5

PEXISAD 820-331-5288

SEB-0118



BALLOT REVIEW



Review your printed ballot to confirm your choices prior to inserting into the scanner



Contact Poll Official if assistance is needed.

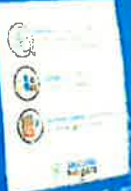


Sample ballots are available for review upon request.

SECURE THE VOTE

Do not leave the balloting area with your printed ballot.

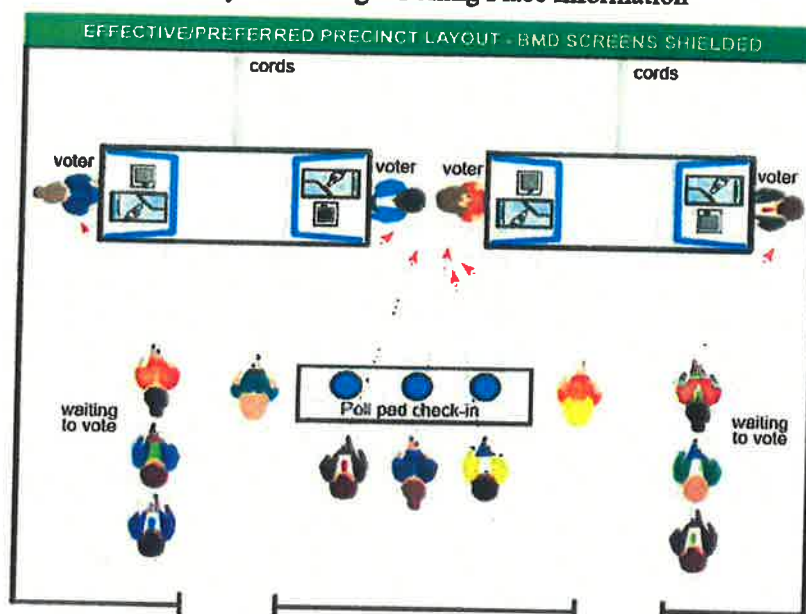
BALLOT REVIEW



SEB-0119

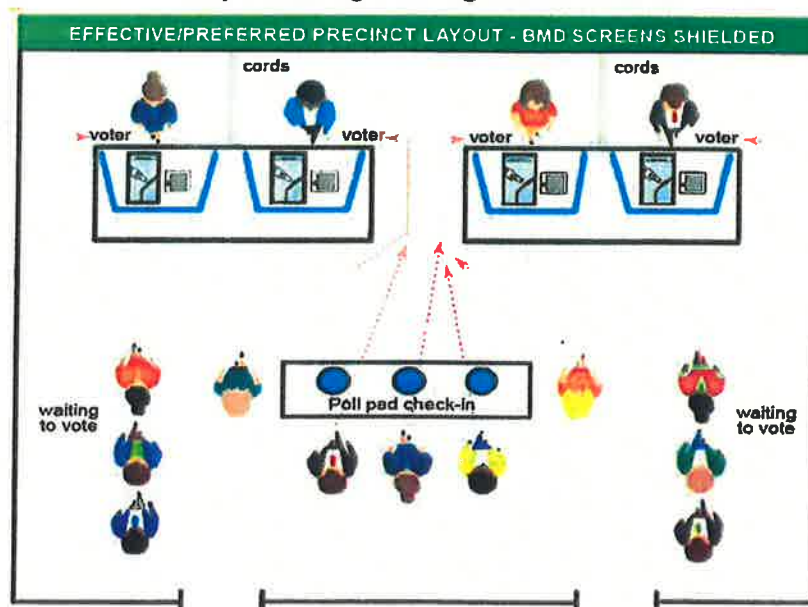
Special Training Topic Precinct Layout – Privacy

Firefly > Training > Polling Place Information



Special Training Topic Precinct Layout – Privacy

Firefly > Training > Polling Place Information



SECRECY LAYOUTS

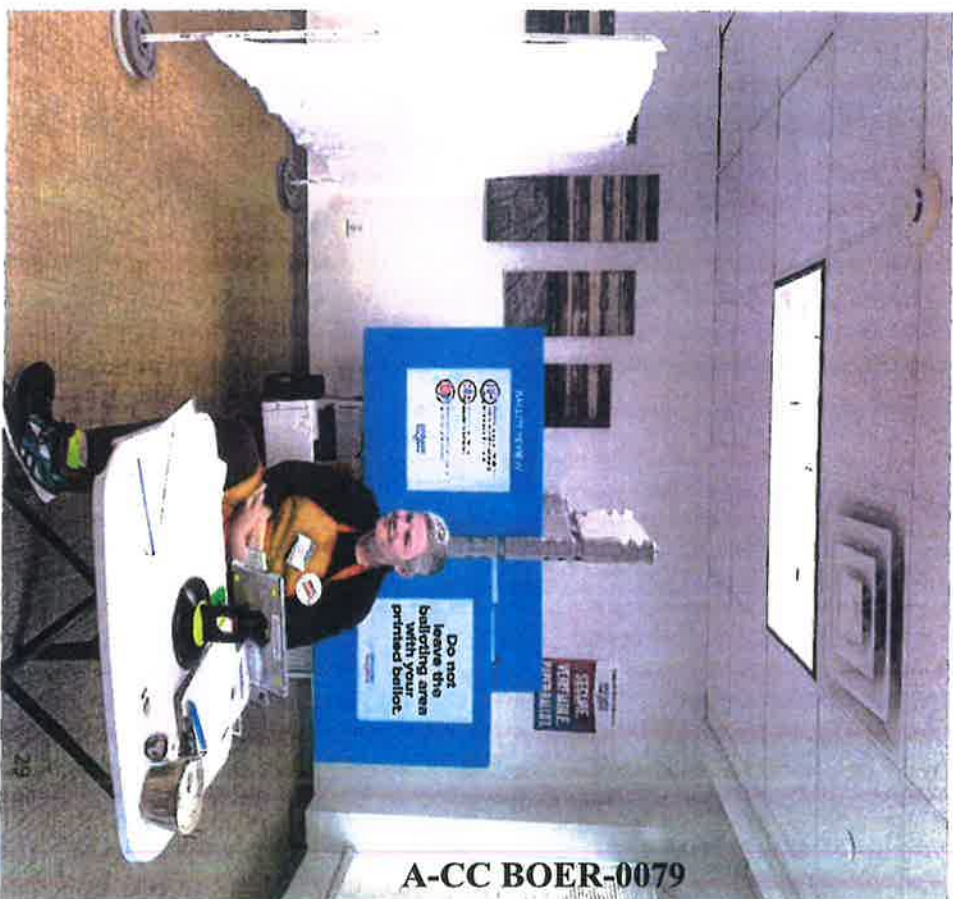
ATHENS-CLARKE COUNTY, GA

3/3/2020

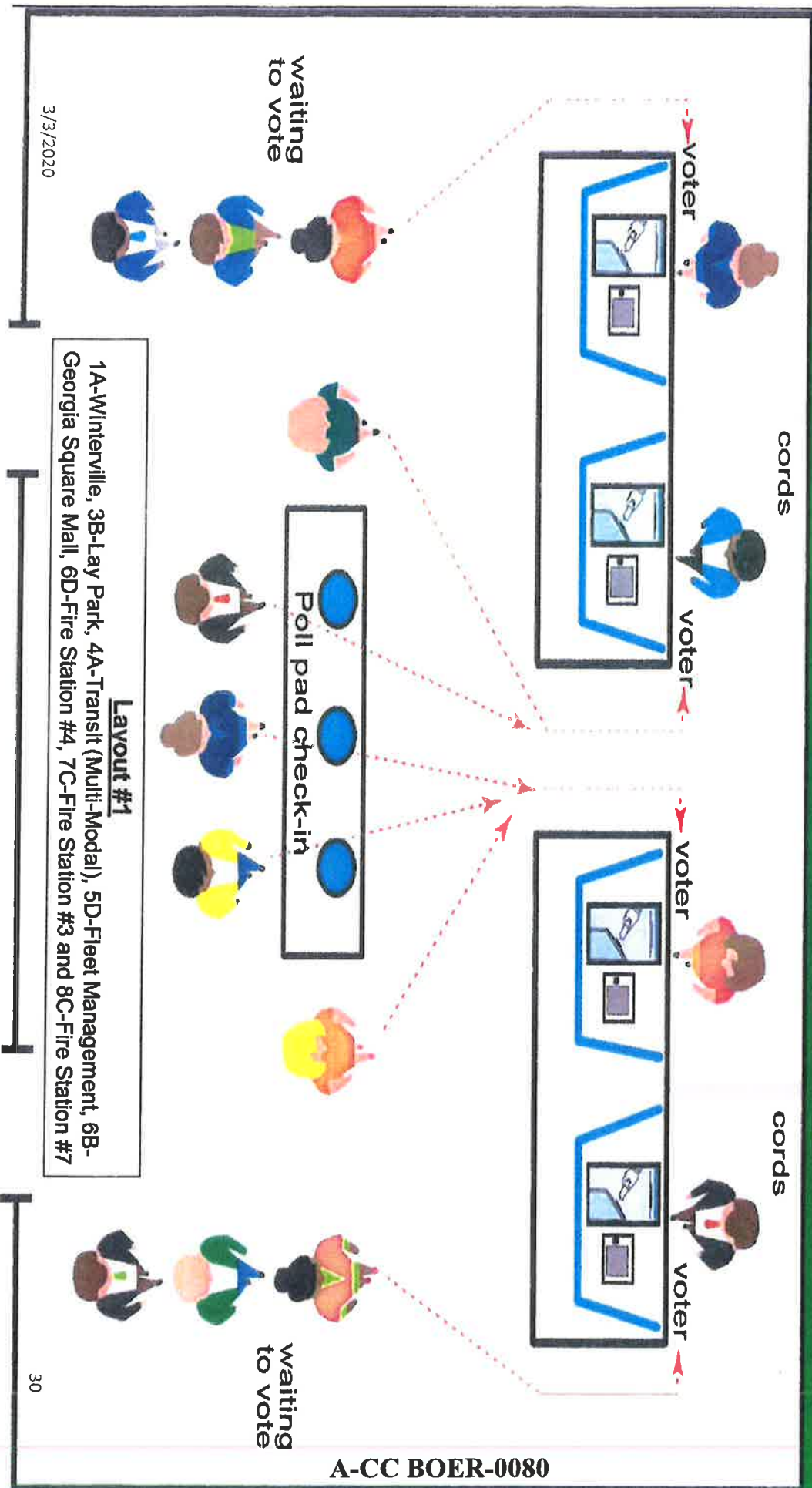


A-CC BOER-0078

ACCGov BOARD OF ELECTIONS OFFICE LAYOUT



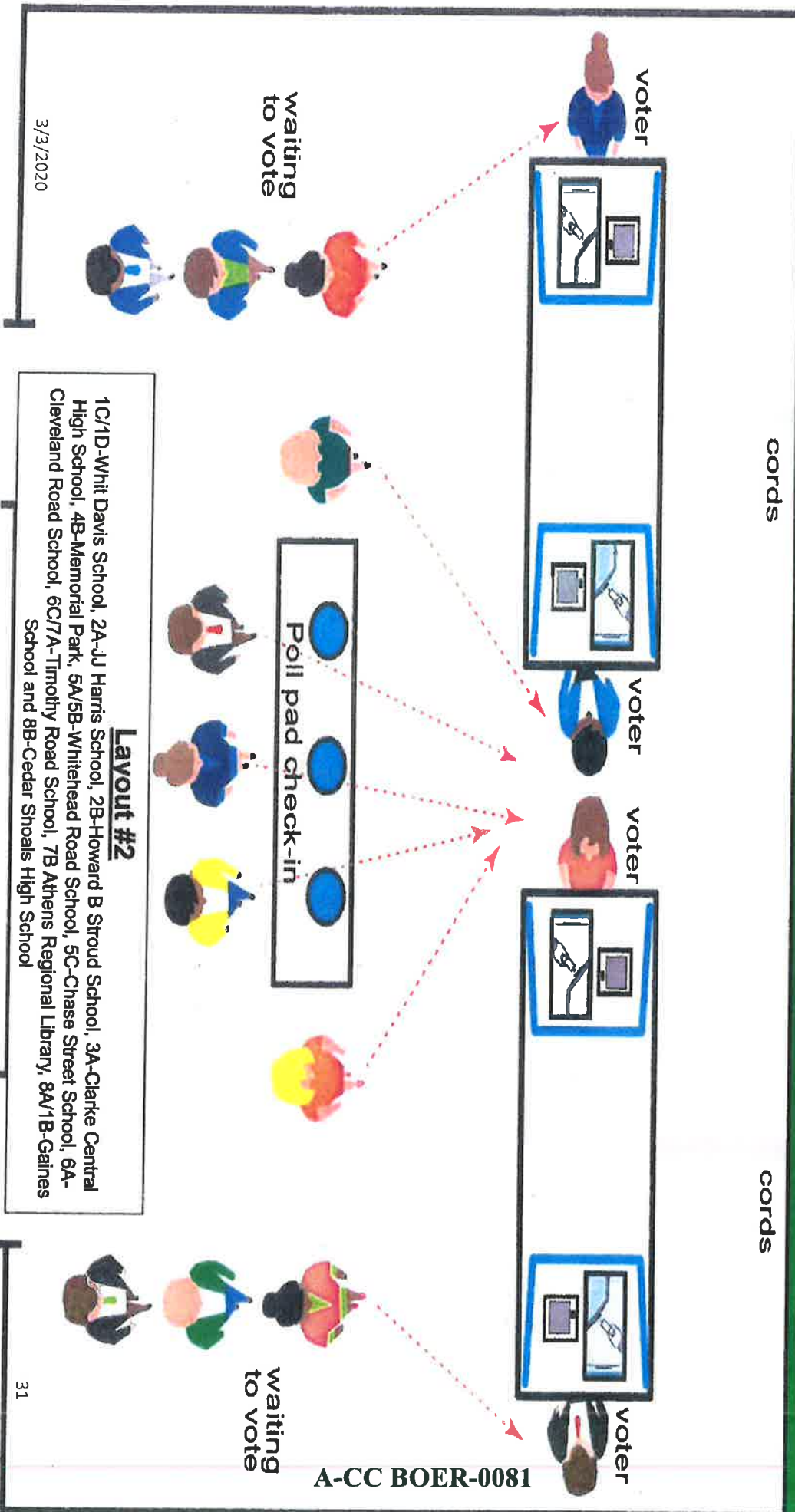
EFFECTIVE/PREFERRED PRECINCT LAYOUT - BMD SCREENS SHIELDED



EFFECTIVE/PREFERRED PRECINCT LAYOUT - BMD SCREENS SHIELDED

cords

cords





SECURE THE VOTE



Backup Procedures

Using Emergency
Paper Ballots



A-CC BOER-0176



USING EMERGENCY PAPER BALLOTS

If an emergency situation makes utilizing the electronic ballot markers impossible, impracticable, or if emergency ballots are otherwise needed as determined by the election superintendent, the poll officer shall issue the voter an emergency paper ballot that is to be filled out with a pen after verifying the identity of the voter and that the person is a registered voter of the precinct. While the determination of an emergency situation is in the discretion of the election superintendent, the types of events that may be considered emergencies are power outages, malfunctions causing a sufficient number of electronic ballot markers to be unavailable for use, or waiting times longer than 30 minutes. (SEB Rule 183-1-12-.11 (2) (c) & (d))

Items Needed:

- Emergency Ballots
 - The election superintendent shall cause each polling place to have a sufficient amount of emergency paper ballots so that voting may continue uninterrupted if emergency circumstances render the electronic ballot markers or printers unusable. For any primary or general election for which a state or federal candidate is on the ballot, a sufficient amount of emergency paper ballots shall be at least 10% of the number of registered voters assigned to a polling place. (SEB Rule 183-1-12-.11 (2)(c))
 - Emergency Ballots must be secured prior to use.
- Pens
 - Dominion Voting Approved Pens
 - Sharpie Fine Point Black (part #: 30001 SKU: 071641300019).
 - Paper Mate Flair M Medium Point Black, (part #: 8430152, SKU: 041540843016).

Voting Procedures:

- The poll officer shall verify the identity of the voter and that the person is a registered voter of the precinct.
- On the Poll pad, the poll officer will select "Emergency Ballot" instead of "Touchscreen," and hit "submit" in order to finalize check-in of the voter. No voter access card is needed or created.
- The poll officer shall provide an emergency ballot to the voter that is to be filled out with a pen.
- The voter shall mark their ballot with a pen in an area that provides voter privacy.
- The voter shall scan their ballot in the scanner connected to the ballot box.
- Emergency ballots shall not be treated as provisional ballots, but instead shall be placed into the scanner in the same manner that printed ballots in the polling place are scanned.
- All unused emergency ballots shall be placed into a secure envelope and sealed such that the envelope cannot be opened without breaking such seal.



FILED IN OFFICE
CLERK OF SUPERIOR COURT
SUMTER COUNTY, GEORGIA
20CV00077(S)
R. RUCKER SMITH
MAR 02, 2020 10:41 AM

IN THE SUPERIOR COURT OF SUMTER COUNTY
STATE OF GEORGIA

Cortisa Barthell, Clerk
Sumter County, Georgia

COALITION FOR GOOD
GOVERNANCE, *et al.*

Petitioners,

v.

JAMES GASTON, *et al.*,

Respondents.

CIVIL ACTION

FILE NO.
20CV00077(S)

ORDER

This matter came before the Court at an emergency hearing on February 26, 2020 on the Petitioners' "Emergency Motion for Section 412 Hearing and Relief" filed on February 24, 2020 ("the Emergency Motion"). The Emergency Motion was filed contemporaneously with Petitioners' "Verified Petition for Writ of Mandamus and Complaint for Prospective Relief Under O.C.G.A. § 21-2-412 and 42 U.S.C. § 1983." The Verified Petition was amended late on the evening of February 25, 2020 to add a verification, correct a defendant's name, and substitute a plaintiff.

¹ Petitioners are the Coalition for Good Governance, a Colorado nonprofit corporation; Craig Walker, a registered voter in Sumter County who was substituted for Terence Clemons in the Amended Petition; Jeanne Dufort, a registered voter in Morgan County; and Aileen Nakamura, a registered voter in Fulton County.

SEB-0060

The Verified Petition, as amended, includes three counts, requesting:

- (1) an order under O.C.G.A. § 21-2-412 requiring Respondents² to use hand-marked paper ballots instead of the new Dominion Ballot-Marking Devices (BMDs) to preserve ballot secrecy by the use of hand-marked paper ballots;
- (2) a writ of mandamus under O.C.G.A. § 9-6-20 requiring Respondents to maintain the absolute secrecy of the ballot; and (3) equitable relief under 42 U.S.C. § 1983 regarding the alleged violation of ballot secrecy. The prayer for relief also sought attorney fees from Respondents.

The Court moved expeditiously to set a hearing after consulting with counsel for both parties and held a hearing with all parties represented by counsel on February 26, 2020 at 3:00pm. Given that the hearing was set so quickly after the filing of the Amended Petition, Respondents did not file a written response in objection to the Emergency Motion but rather presented their opposition orally at the hearing. A court reporter transcribed the hearing.

Upon consideration of Petitioners' Emergency Motion and argument of counsel for Petitioners and Respondents, the Court hereby denies the Emergency Motion.

² Respondents are the members of the Sumter County Board of Elections in their official capacities, specifically James Gaston, Shirley Latimore, Marty McDonald, Rhonda Reddick, and Carson Walker.

CONTENTIONS OF THE PARTIES

Petitioners allege that Respondents are not obeying the Georgia Constitution, which commands that “Elections by the people shall be by secret ballot,” Art. II, Sec. 1, Par. 1., and O.C.G.A. § 21-2-379.22(5) which prohibits the use of ballot marking devices unless they “[permit] voting in absolute secrecy so that no person can see or know any other elector’s votes.” Petitioners allege that the size and brightness of the screens on the Dominion BMDs and their upright positioning, and the size of the font, makes it impossible for voters to vote in “absolute secrecy.” Petitioners submitted a variety of photographs that were admitted into evidence without objection, showing visible screens of BMDs being used in voting. Petitioners further allege that it is “impossible or impracticable” to use the BMDs in conformity with Georgia law and election rules, including the (a) ballot secrecy laws and (b) O.C.G.A. § 21-2-267 and State Election Board Rule 183-1-12-.11(4) (which requires the polling place to be arranged “to allow monitoring of each voting system component by the poll officers while the polls are open” and the ballot marking devices to “be arranged in such a manner” as to “allow monitoring of the devices by the poll workers” and to maintain “the security of such units against tampering, damage, or

other improper conduct;” (c) the “number of voting stations” requirement of O.C.G.A. § 21-2-367 (b) (“at least one voting booth or enclosure for every 250 electors”); and (d) with the physical limitations of the existing polling locations, which cannot be moved in advance of the upcoming elections. As a result, Petitioners request this Court find that since it is “impossible or impracticable” for Dominion BMDs to be used in a manner that protects the secrecy of the ballot and complies with these other Georgia laws, Respondents should be ordered to conduct the election using hand-marked paper ballots, as provided in O.C.G.A. § 21-2-281 and State Election Board Rules 183-1-12-.11(2)(c) & (d).

Respondents allege that Petitioners are advocates for hand-marked paper ballots and that reconfiguring polling places fully addresses Petitioners’ concerns, because it is possible to utilize the BMDs consistent with the monitoring requirements of state law while also protecting the right to a secret ballot. Respondents further raise a variety of other arguments, including (a) that mandamus is not the appropriate remedy because Petitioners request the Court direct officials how to exercise their discretion and (b) that voters do not have a constitutional right to a particular method of voting. Respondents further submitted drawings

prepared by the Secretary of State which they allege show how polling places might be configured and photographs of other methods that prevent BMD screens from being visible by persons other than the voter. These drawings and photographs were admitted into evidence without objection.

FINDINGS OF FACT AND CONCLUSIONS OF LAW

This Court first determines that it has jurisdiction over the Amended Petition. While there may be some question about out-of-county Petitioners, there is at least one Petitioner with standing to raise the issues in the Amended Petition. There was no dispute about venue.

The key issue for determination by the Court was whether it was “impossible or impracticable” for the BMDs to be deployed in a way that (1) protects the absolute secrecy of the ballot while (2) allowing sufficient monitoring of the BMDs in use.


Having heard the argument and considered the evidence submitted by the parties, the Court finds that Petitioners have failed to carry their burden of proving that it will be “impossible or impracticable” for Respondents to deploy the BMDs in a manner that protects the secrecy of the ballot while allowing sufficient monitoring. It is not for this Court to

devise how best to configure the BMDs. Instead, it is the Respondents' responsibility to comply with Georgia law.

CONCLUSION

Based on the foregoing analysis, the Court DENIES Petitioner's Motion for Emergency Relief.

So ORDERED this 2nd day of ^{March} February, 2020.



JUDGE R. RUCKER SMITH
Superior Court of Sumter County